

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

COSMOPOLITAN SHIPPING CO., INC.,
(a Delaware Corporation)

Plaintiff,

v.

CONTINENTAL INSURANCE COMPANY,
(a Pennsylvania Corporation),

Defendant.

Civil Action No.: 2:17-cv-04933WHW-CLW

Hon. William H. Walls, U.S.D.J.

**NOTICE OF DEFENDANT'S MOTION TO
DISMISS FOR IMPROPER VENUE OR, IN
THE ALTERNATIVE, FOR CHANGE OF
VENUE**

Document Filed Electronically

MOTION DATE: October 2, 2017

TO: Gregory J. Coffey, Esq.
Coffey & Associates
310 South Street
Morristown, New Jersey 07960
Attorney for Plaintiff

PLEASE TAKE NOTICE that on Monday October 2, 2017, or as soon thereafter as counsel may be heard, Defendant Continental Insurance Company ("CIC"), will move this Court, at the United States District Court, District of New Jersey, Martin Luther King, Jr. Federal Building & U.S. Courthouse, 50 Walnut Street, Newark NJ 07101, for an Order dismissing the complaint for declaratory judgment in the above-captioned matter or, in the alternative, for change of venue;

PLEASE TAKE FURTHER NOTICE that in support of this motion, CIC will reply upon the attached brief;

PLEASE TAKE FURTHER NOTICE that in further support of this motion, CIC will also rely upon the attached Certification of Karen H. Moriarty, Esq., with exhibits;

PLEASE TAKE FURTHER NOTICE that CIC requests that this Court deem CIC's Motion to Dismiss as CIC's responsive pleading; and,

PLEASE TAKE FURTHER NOTICE that CIC requests that the Court enter the Proposed Form of Order attached hereto.

DATE: August 28, 2017

COUGHLIN DUFFY LLP

s/ Karen H. Moriarty

Karen H. Moriarty, Esq.

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